IN THE HIGH COURT OF JUDICATURE AT BOMBAY

TESTAMENTARY & INTESTATE JURISDICTION.

SUIT NO. 61 OF 1999

IN

PETITION NO. 337 OF 1996

AND

T.P. NO. 496 OF 1996

Sundar Aithu Kunder ... Deceased

Smt. Sarojini Chandu Anchan ...Petitioner/Plaintiff

Vs.

Smt. Vijaya M. Kunder & Ors. ...Respondents/Defendants

Mr. R.M.Bhandari i/b. N.C.Shetty for Plaintiffs.

Deepak Thakre for the Defendants.

CORAM : S.K.Shah, J.
DATE : July 22, 2004.

P.C.:-

1. The learned Counsel for the Petitioner submits that Petition NO. 164 of 1999 was filed for Probate and it was subsequently withdrawn. The Petition No. 337 of 1996 was filed for Letter of Administration.

2. He further submits that Petition No. 496 of 1996 was filed by the defendants for letters of administration.

3. Both the parties have now filed consent terms.

Taken on record and marked 'X' for identification. By these consent terms, the parties have agreed for decreeing the Suit No. 61 of 1999 in Petition NO. 337 of 1996.

4. Suit No. 61 of 1999 in Petition No. 337 of 1996 is decreed as per the consent terms. The Letters of Administration is to be issued in favour of the Petitioner in Petition No. 337 of 1996.

5. In view of the consent terms Petition No. 496 of 1996 is disposed of without any Orders.

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[S.K.Shah, J.]